

NOT FOR CITATION

IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

FIKRI BAYRAMOGLU,

Plaintiff,

v.

UNITED STATES OF AMERICA,

Defendant.

Case Number C 05-1897 JF (RS)

ORDER DENYING PLAINTIFF'S
MOTION FOR RECONSIDERATION

Plaintiff seeks reconsideration of the dismissal of his complaint without prejudice for lack of subject matter jurisdiction. The Court has considered Plaintiff's motion for reconsideration as well as Defendant's opposition thereto, and has concluded that the matter is appropriate for disposition without oral argument pursuant to Civil Local Rule 7-1(b).

The Court concluded that it lacks subject matter jurisdiction over Plaintiff's tort claims arising out of the alleged destruction or loss of his mail, and that Plaintiff has failed to exhaust administrative remedies with respect to any contract claim based upon the postal insurance. Plaintiff has not presented new or different facts or law that would warrant reconsideration of these conclusions. Accordingly, Plaintiff's motion for reconsideration is DENIED.

1 IT IS SO ORDERED.
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5 DATED: 4/4/06
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JEREMY FOGEL
United States District Judge

1 This Order was served on the following persons:

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3 Plaintiff *pro se*:

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